

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 337 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 339 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. C. R. No. 47 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. Nos. 113, 433, 248, 345, 216, 226, 208 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 422 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 448 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 177 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

#### FORTY-NINTH DAY.

(Thursday, April 1, 1937)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Woodul.

The roll was called and the following Senators were present:

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Cotten.	Shivers.
Davis.	Small.
Head.	Spears.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Nelson.	Woodruff.
Newton.	

A quorum was announced present.  
The invocation was offered by the Chaplain.

Reading of the Journal of the proceedings of yesterday was dispensed with, on motion of Senator Roberts.

#### Reports of Standing Committees.

Reports on Senate Bills Nos. 153, 365, 150, 68 and 443, on House Bills Nos. 571, 718, 38, 275, 87, 512, 848, 790, 889, 1007, 995, 407, 414, 804, 846, 624, 566, 596, 796, 598, 137, 915, 930, 395, 518, 974 and 605, on S. J. R. Nos. 1 and 3, on S. C. R. No. 39, and on H. C. R. No. 44, were submitted by the chairmen of the several committees to which they were referred. (See appendix for reports in full.)

#### Conference Committee on House Bill No. 321.

Senator Pace moved that the request of the House for a free con-

ference committee on H. B. No. 321 be granted.

The motion prevailed.

Accordingly, the President announced the appointment of the following free conference committee on the bill on the part of the Senate:

Senators Pace, Woodruff, Davis, Redditt and Shivers.

#### House Bill No. 81 on Second Reading.

The President laid before the Senate, as a special order for this hour, on its second reading and passage to third reading:

H. B. No. 81, A bill to be entitled "An Act to aid the Pease River Flood Control District, a State agency, in carrying out the purposes for which it was created by Chapter 420, General and Special Laws, First Called Session, Forty-fourth Legislature (S. B. No. 62 of said Session), including the acquiring of lands, leases, easements, and acquittances, rights-of-way, structures, buildings, and equipment, and including the operation of structures, dams, reservoirs, and canals, suitable, in so far as practicable, for the control of the flood waters of the Pease River watershed, declaring it to be a public calamity; granting and donating, with certain limitations, to said district for a period of two years all of the State ad valorem taxes in the following counties which otherwise would go into the General Revenue Fund of the State of Texas, namely: Cottle, Foard, Hardeman, and Wilbarger, etc., and declaring an emergency."

The bill was read second time.

Senator Oneal offered the following amendments to the bill:

(1)

Amend H. B. No. 81 by adding immediately after the word "Texas" in line 7, page 4, of the printed bill, the following:

"Provided that if H. B. 158, as now pending in the Senate, or as it may be amended or substituted, becomes a law, then the Treasurer of the District, instead of depositing the money in the State Treasury of Texas, shall pay the amount collected in each of said Counties to the Treasurer of each respective County, and said money shall be governed

and disbursed under the terms of said H. B. 158."

(2)

Amend the caption of H. B. No. 81 by striking out of line 59 on the first page of the printed bill the words "for the" and inserting in lieu thereof the words "to acquire," and also amend caption to conform to amendment (1).

The amendments were adopted severally.

Pending further consideration of the bill, Senator Rawlings occupied the Chair temporarily.

(President in the Chair.)

Question recurring on the passage of the bill to third reading, yeas and nays were demanded.

The bill was passed to third reading by the following vote:

Yeas—21.

Aikin.	Nelson.
Brownlee.	Newton.
Burns.	Oneal.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Small.
Head.	Spears.
Holbrook.	Westerfeld.
Lemens.	Winfield.
Moore.	Woodruff.
Neal.	

Nays—6.

Beck.	Sulak.
Hill.	Van Zandt.
Isbell.	Weinert.

Absent.

Pace.	Shivers.
Roberts.	Stone.

#### House Bill No. 81 on Third Reading.

Senator Oneal moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 81 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26.

Aikin.	Collie.
Brownlee.	Cotten.
Burns.	Davis.

Head.	Pace.
Hill.	Rawlings.
Holbrook.	Redditt.
Isbell.	Shivers.
Lemens.	Small.
Moore.	Spears.
Neal.	Stone.
Nelson.	Westerfeld.
Newton.	Winfield.
Oneal.	Woodruff.

Nays—4.

Beck.	Van Zandt.
Sulak.	Weinert.

Absent.

Roberts.

The President laid H. B. No. 81 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—22.

Alkin.	Newton.
Brownlee.	Oneal.
Burns.	Pace.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Shivers.
Holbrook.	Small.
Lemens.	Spears.
Moore.	Westerfeld.
Neal.	Winfield.
Nelson.	Woodruff.

Nays—6.

Beck.	Sulak.
Hill.	Van Zandt.
Isbell.	Weinert.

Absent.

Head.	Stone.
Roberts.	

#### Message From the House.

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,  
Austin, Texas, April 1, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has laid on the table by a viva voce vote the following bill:

S. B. No. 423, A bill to be entitled "An Act relating to the compensation

of the county judge, sheriff, district attorney or criminal district attorney, as the case may be, the assessor and collector of taxes, county clerk, district clerk and the county commissioners in all counties having a population in excess of three hundred thousand (300,000) inhabitants, according to the last preceding, or any future Federal Census; repealing all laws, or parts of laws, in conflict herewith, and expressly repealing Section 2, of Chapter 236, Laws 1933, Forty-third Legislature, page 805, relating to the compensation of county commissioners, and declaring an emergency."

The House has concurred in Senate amendments to House Bill No. 353 by a vote of 118 yeas, 12 nays.

The House has granted the request of the Senate for the appointment of a conference committee to consider the differences between the two Houses on Senate Bill No. 247. The following are conferees on the part of the House:

Messrs. Petsch, Tennyson, Shell, Thornberry, Hankamer.

The House refused to concur in Senate amendments to House Bill No. 969 and has requested the appointment of a conference committee to consider the differences between the two Houses.

Messrs. Smith of Tarrant, King, Johnson of Tarrant, Amos, Lanning.

The House has passed the following bills:

S. B. No. 107, A bill to be entitled "An Act to validate all ad valorem tax levies heretofore made by incorporated cities and towns in the State of Texas which levies are unenforceable because of failure of the governing body of each respective incorporated city and town to make such levy by ordinance, and which are unenforceable because of the failure of such governing bodies to appoint the statutory Board of Equalization, or where the city council, city commission, or other governing body of such incorporated city or town has acted as a board of equalization in the fixing of the valuation of taxable property for ad valorem taxes within any such incorporated city or town; providing this Act shall not validate any levies for ad valorem taxes where the validity of such

levy has been contested in any pending suit, and declaring an emergency."

S. B. No. 121, A bill to be entitled "An Act defining county mutual insurance companies, providing the hazards against which they may write insurance, providing for incorporation of county mutual insurance companies and the requirements therefor, providing for permits to solicit insurance on the mutual or cooperative plan and requirements thereof; providing requirements and contents of charters; authorizing such companies to adopt by-laws for the regulation and management of their affairs; providing for a lien to secure payment of premiums and assessments; liability of policy holders on the mutual plan; authorizing such companies to borrow money and defining solvency of such companies; providing for meetings of policy holders; limiting territory in which it can operate; providing for accumulation of reserve funds and for investment thereof; requiring written annual reports to members; providing for examination of county mutual insurance companies by the Insurance Commission of the State of Texas; providing that such companies now in business shall be known as county mutual insurance companies; providing that charters of such companies expired or about to expire may be extended for an additional fifty years with same rights enjoyed under its original charter and stating prerequisites to such extension; and providing for subsequent renewals of charters; authorizing re-insurance on defined conditions of any or all risks and contracts essential thereto; authorizing organization of local lodges for conduct of business and for representative form of government; providing for removal of officers, exemption from all insurance laws except as herein provided; requiring that by-laws constitute part of contract with insured; providing that unconstitutionality of any part of this act shall not affect the remainder thereof, and declaring an emergency."

S. B. No. 130, A bill to be entitled "An Act authorizing A. O. Harris, Mrs. A. O. Harris, and Mrs. Roberta Pearl Van Cleeve, the latter a widow, to sue the State of Texas

through the Texas Highway Commission for damages resulting from personal injuries sustained on or about the 8th day of October, 1934, in or near the City of Fort Worth, Tarrant County, Texas, providing that venue in said suit shall be in Travis County, Texas, and declaring an emergency."

S. B. No. 304, A bill to be entitled "An Act to provide for the care, safe-keeping, and custody of securities in which the sinking funds for the redemption and payment of outstanding bonds of any county of more than 190,000 population, or a navigation district in counties of more than 190,000 population, may have been vested by the legally authorized governing body thereof, providing for the audit thereof, and declaring an emergency."

S. B. No. 323, A bill to be entitled "An Act to validate the consolidation of contiguous independent school districts lying in two or more adjoining counties and elections and proceedings in connection therewith, and to provide for their rights and powers as an independent school district."

S. B. No. 332, A bill to be entitled "An Act to amend Section 17, H. B. No. 68, Chapter 3, of the Acts of the Regular Session of the Forty-fourth Legislature, so as to extend the time of existence of the Special District Court of Smith County, Texas."

S. B. No. 430, A bill to be entitled "An Act amending Sub-section 102 of Article 199 of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 16, Acts of the 39th Legislature, Regular Session, as amended by Chapter 253, Acts of the 43rd Legislature, Regular Session, as amended by Chapter 103, Special Laws of the 43rd Legislature, Regular Session, as amended by Chapter 158, Acts of the 44th Legislature, Regular Session, providing for the time of holding the terms of court of the district court of the 102nd Judicial District of Texas, naming the counties constituting the same; changing the length of the terms of the district court in the counties in said judicial district; enacting necessary provisions with reference to processes, writs, bonds, recognizances, and with reference to grand and petit jurors made necessary by the

changes made by this Act, and validating and legalizing the same, and repealing all laws and parts of laws in conflict, and declaring an emergency."

S. B. No. 431, A bill to be entitled "An Act amending Subsection 76 of Article 199 of the Revised Civil Statutes of Texas, 1925, providing for the time of holding the terms of court of the district court of the 76th Judicial District of Texas, changing the length of the terms of the district court in the counties in said Judicial District; enacting necessary provisions with reference to processes, writs, bonds, recognizances, and with reference to Grand and Petit Jurors made necessary by the changes made by this Act, and validating and legalizing the same, and repealing all laws or parts of laws in conflict, and declaring an emergency."

S. B. No. 432, A bill to be entitled "An Act amending Article 199, Revised Civil Statutes of Texas, 1925, as amended by Chapter 254, Acts of the 43rd Legislature, Regular Session, as amended by Chapter 104, Special Laws of the 43rd Legislature, Regular Session, as amended by Chapter 158, Acts of the 44th Legislature, Regular Session; providing for the reorganization of the Fifth Judicial District, naming the counties constituting the same; fixing the terms of the District Court in the counties of the district; making provisions with reference to process issued, bonds and recognizances made and grand and petit jurors drawn before this Act takes effect; providing for the jurisdiction of said courts as to civil and criminal business, fixing the time of taking effect of this act; providing for the district clerk of such court; repealing all laws and parts of laws in conflict, and declaring an emergency."

S. B. No. 447, A bill to be entitled "An Act prescribing certain conditions to be met before any grant or donation of State ad valorem taxes shall become finally effective in counties having a population of three hundred fifty thousand or more according to the last preceding or any future Federal Census; providing the method of determining disputes with respect to valuations between the State Comptroller and the commissioners' court; giving the district court of such counties jurisdiction to hear certain matters and the pro-

cedure therefor; providing for the adoption of plans for the expenditure of funds; providing for the voting of bonds and the procedure therefor; providing for the levying of taxes to service said bonds and limiting said tax; empowering the Attorney General under certain conditions to perform certain duties with reference to the collection of delinquent taxes; providing for notice to the Attorney General of the status of delinquent taxes; providing that if any provision of this Act shall be held invalid the other provisions shall not be affected; and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### Request of House Granted.

Senator Rawlings moved that the request of the House for a free conference committee to adjust the differences between the two Houses on H. B. No. 969 be granted.

The motion prevailed.

#### House Concurrent Resolutions Adopted.

The President laid before the Senate, separately, for consideration at this time, the following resolutions:

H. C. R. No. 31, Relating to use of cotton in highway construction.

H. C. R. No. 56, Authorizing Walter P. Dickerson to sue the State.

H. C. R. No. 66, Granting District Judge Moss to be absent from the State.

The resolutions were read and adopted severally.

#### House Concurrent Resolution No. 17.

The President laid before the Senate, for consideration at this time, the following resolution:

H. C. R. No. 17, Relating to use of malodorants in natural gas.

The resolution was read.

Senator Van Zandt offered the following (committee) amendment to the resolution:

Amend H. C. R. No. 17 by striking out the paragraph containing the resolving clause and inserting in lieu thereof the following:

"Be it resolved by the House of Representatives, the Senate concurring, that the Railroad Commission of Texas is requested to pass

a rule directing the use of malodorous substance in artificial or natural gas in any city, town or village where the governing body, after notice and hearing, has requested that such be done; and that the Railroad Commission of Texas be requested to investigate carefully the feasibility and desirability of the use of malodorous substances in gas in places other than such cities and towns and pass such rules and regulations concerning the use of such substances as in its judgment it deems for the best interest of the public."

The committee amendment was adopted.

The resolution as amended was adopted.

Senator Hill moved to reconsider the vote by which the resolution as amended was adopted.

The motion to reconsider prevailed.

On motion of Senator Hill, the resolution was tabled subject to call.

#### **House Concurrent Resolution No. 76.**

The President laid before the Senate, for consideration at this time, the following resolution:

H. C. R. No. 76, Authorizing C. A. Lanier to sue the State.

The resolution was read.

On motion of Senator Hill, the resolution was tabled subject to call.

Senator Redditt called up the resolution from the President's table for further consideration at this time.

The resolution was adopted.

#### **House Concurrent Resolutions Nos. 49 and 59.**

The President laid before the Senate, separately, for consideration at this time, the following resolutions:

H. C. R. No. 49, Authorizing Jim Moore to sue the County of Cass.

H. C. R. No. 59, Authorizing Sam Tobolowsky to sue the State.

The resolutions were read and adopted severally.

#### **Message From the House.**

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,  
Austin, Texas, April 1, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolutions:

H. S. R. No. 170, Requesting the Senate to return S. B. No. 261 to the House for further consideration.

H. C. R. No. 83, Inviting the Texas Legislature to attend open house at Neff Park, April 4, 1937, commemorating the fourth anniversary of the founding of the C. C. C.

S. C. R. No. 51, Requesting the United States Congress to take necessary steps to reimburse the State of Oklahoma for loss received in increased taxation because of the exemption of taxes of Indian lands and oil and gas from restricted Indian lands.

The House has passed the following bill:

S. B. No. 74, A bill to be entitled "An Act defining and regulating the practice of professional engineering in the State of Texas; providing for the creation of the State Board of Registration for Professional Engineers and prescribing their powers and duties, terms of office, qualifications and for payment of their compensation and expenses out of registration fees and from the 'Professional Engineering Fund' as provided in this law; providing for removal of members of the board for cause; providing for creation of 'Professional Engineers' Fund' and appropriating money therefrom; prescribing requirements for registration of professional engineers; providing for registration fees and for examinations of applicants for certificate of registration and for issuance and use of certificates and seals; providing for issuance of renewal certificates on payment of renewal fees; providing that a firm, co-partnership, corporation or joint stock association may engage in the practice of professional engineering in this State provided such practice is carried on by only professional engineers registered in this State; providing for issuance within one year after this Act becomes effective of certificates, on certain conditions, to residents of Texas practicing pro-

professional engineering in Texas at time this Act becomes effective; providing that after January 1, 1938, it shall be unlawful for this State, or any of its political subdivisions, or any county, city or town, to engage in the construction of public work involving professional engineering, unless plans, specifications and estimates have been prepared by the construction executed under direct supervision of a registered professional engineer, provided that such provision shall not apply to any public work wherein the contemplated expenditure for completed project does not exceed \$2,000.00; providing for certain exemptions; prescribing certain reciprocity provisions for professional engineers holding certificates of registration as such issued under authority of National Council of State Boards of Engineering Examiners, or National Bureau of Engineering Registration, or any state or territory or possession of the United States, or any country, under certain conditions; providing the grounds on which the board may revoke certificates of registration and for hearings on such charges; providing for suit against board in certain district courts to annul or vacate order of board revoking certificate of registration; defining as a misdemeanor certain acts committed after the first day of January, 1938; prescribing the penalties for such violations and that each day of such violation shall be a separate offense; prescribing duties of board in connection with enforcement of provisions of Act and duties of Attorney General and his assistant as legal adviser of board; declaring certain legislative intent in respect to this Act; repealing conflicting laws, provided, however, that this Act shall not be construed as repealing or amending any law affecting or regulating licensed State Land Surveyors and that Licensed State Land Surveyors in performing their duties as such shall not be subject to the provisions of this Act; and further providing that this Act shall not be construed to affect or prevent the practice of any other legally recognized profession by members of such profession licensed by the State or under its authority, and declaring an emergency."

(With amendments.)

The House has adopted the conference committee report on H. B. No. 131 by a vote of 122 yeas and 2 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### Bill Signed

The President signed in the presence of the Senate, after giving due notice thereof and its captions had been read, the following enrolled bill:

S. B. No. 447, "An Act prescribing certain conditions to be met before any grant or donation of State ad valorem taxes shall become finally effective in counties having a population of three hundred fifty thousand or more according to the last preceding or any future Federal Census; providing the method of determining disputes with respect to valuations between the State Comptroller and the commissioners' court; giving the district court of such counties jurisdiction to hear certain matters and the procedure therefor; providing for the adoption of plans for the expenditure of funds; providing for the voting of bonds and the procedure therefor; providing for the levying of taxes to service said bonds and limiting said tax; empowering the Attorney General under certain conditions to perform certain duties with reference to the collection of delinquent taxes; providing for notice to the Attorney General of the status of delinquent taxes; providing that if any provision of this Act shall be held invalid the other provisions shall not be affected; and declaring an emergency."

#### House Bill No. 258 on Second Reading.

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 258, A bill to be entitled "An Act creating Firemen's Relief and Retirement Fund in the State of Texas and in all cities, towns, and villages thereof having a regularly organized fire department with fire fighting equipment or apparatus of the value of One Thousand (\$1,000.00) Dollars or more therein; etc.; and declaring an emergency."

The bill was read second time.

Question—Shall the bill be passed to third reading?

Pending further consideration of the bill, Senator Head occupied the chair temporarily.

(President in the Chair.)

Senator Holbrook moved that the bill be recommitted to the Committee on Insurance.

Senator Woodruff moved that the previous question on the motion to recommit, and the motion for the previous question was not seconded.

Pending consideration of the motion to recommit, Senator Lemens occupied the Chair temporarily.

(President in the Chair.)

Question—Shall the motion to recommit prevail?

#### Senate Bill No. 261 Returned To House.

On motion of Senator Rawlings, the request of the House for the return of S. B. No. 261 was granted, and the bill ordered returned.

#### Senate Bill No. 451 on First Reading.

Senator Shivers moved that the rule limiting the time for introduction of certain bills to the first 45 days of the session be suspended, to permit the introduction at this time of a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—28.

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Roberts.
Collie.	Shivers.
Cotten.	Small.
Davis.	Spears.
Head.	Stone.
Holbrook.	Sulak.
Lemens.	Van Zandt.
Moore.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.
Newton.	Winfield.

Nays—1.

Isbell.

Absent.

Hill.

Redditt.

The following bill was then introduced, read first time and referred by the President to the Committee on State Affairs:

By Senator Shivers:

S. B. No. 451, A bill to be entitled "An Act to amend House Bill No. 194, Chapter 292 of the Forty-first Legislature at the Regular Session, the same being an Act entitled 'An Act to aid the City of Port Arthur, Texas, situated in Commissioners' Precinct No. 2 of Jefferson County, Texas, in constructing and maintaining sea walls, breakwaters and shore protection in order to protect said city from calamitous overflows, by extending the provisions of said Act for a period of ten years, and declaring an emergency.'"

#### Message From the Governor.

The President laid before the Senate, and had read, the following message from the Governor:

Austin, Texas, March 31, 1937.

To the Members of the 45th Legislature:

I respectfully urge the immediate passage of House Bill 440, by Thornton, being a Texas application of the uniform States narcotic act.

The recent arrest of a man at San Antonio, who has been head starter at the Alamo Downs race track and who has served as track official at Narragansett Park in New York, and the indictment of the owner of a string of race horses, operating in this state as well as California and New York, has unveiled a startling condition in Texas resulting in charges by Federal officers that a narcotic ring has been operating throughout the country with headquarters here. According to Federal agents there was found in the room of the man arrested in San Antonio approximately three ounces of smoking opium, over a thousand grains of yen shee, a derivative of opium, and 73 grains of morphine.

I am also in receipt of the following written information from Federal officers with reference to other transactions at racetracks in Texas:

"It might be interesting to you to know that Clinton A. Briggs, who was training race horses at Alamo Downs during the last meeting, was arrested in San Antonio, Texas, on January



28, 1937, for receiving 180 grains of heroin through the United States mails. It is my understanding that this defendant had been ruled off the race tracks, but was at the time of his arrest by my officers, training horses at Alamo Downs and using his father's name as the actual trainer. Briggs was a narcotic addict at the time of his arrest. He has already pleaded guilty and has been sentenced to a term of four years in the Federal penitentiary.

"Just as a matter of general information, you are advised that numerous narcotic cases have been developed at the race tracks throughout the United States, including the tracks in Texas. Some of these cases involved the 'doping' of race horses, and others involved peddlers dealing with the addicts usually found following the races from city to city."

In addition to the tremendous danger in connection with the cruel doping of horses, this narcotic traffic has become a menace to the welfare of our entire citizenship, particularly the children. I am informed that the traffic in marihuana is constantly growing; that it is being furnished to school children and our present laws are inadequate to cope with the situation. The District Supervisor for the Federal Bureau of Narcotics in this district tells me:

"The present State enforcement in Texas is entirely inadequate, and I do not have enough agents to take care of the narcotic law violations in the small towns and cities far away from our headquarter offices. In states that have passed the Uniform Narcotic Law the traffic in drugs and other crimes committed by addicts for the purpose of obtaining funds to purchase drugs have diminished to a great extent. With the passage of the uniform law in Texas, I will co-operate with the authorities in a determined effort to rid this state of those responsible for this nefarious traffic, and I am certain that the State of Texas will be greatly benefited thereby."

The uniform law proposed by House Bill 440 has been adopted in 29 states of the Union in the past three and a half years. I am advised that it has substantially rid these states of narcotic and dope peddlers, with the result that they have come into our state; and that our condition is probably the worst in the Union.

The case is stated. The evidence is overwhelming. I hope this Legis-

lature will suspend all rules and promptly pass this worth while measure by an overwhelming vote.

Respectfully submitted,

JAMES V. ALLRED,

Governor of Texas.

#### Senate Bill No. 74 With House Amendments.

Senator Redditt called up Senate Bill No. 74 from the President's table for consideration of the House amendments to the bill.

The President laid the bill before the Senate, and the House amendments were read.

Senator Redditt moved that the Senate do not concur in the House amendments and that a free conference committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

#### House Concurrent Resolution No. 83.

The President laid before the Senate:

H. C. R. No. 83, Inviting members of the Legislature to attend a celebration to be held at the Neff State Park on April 4, 1937, commemorating the fourth anniversary of the founding of the C. C. C.

The resolution was read.

On motion of Senator Head and by unanimous consent the regular order of business and the rule requiring concurrent resolutions to be referred to a committee were suspended, severally, to permit consideration of the resolution by the Senate at this time.

The resolution was adopted.

#### Report on House Bill No. 605 Withdrawn.

Senator Small, Chairman of the Committee on Civil Jurisprudence, asked unanimous consent of the Senate to withdraw the report submitted on yesterday on House Bill No. 605.

There was no objection offered, and the report was withdrawn.

#### Adjournment.

Senator Lemens moved that the Senate recess to 7:30 o'clock p. m. today.

Senator Pace moved that the Senate adjourn until 10 o'clock a. m. tomorrow.

Question first recurring on the motion to adjourn, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—17.

Beck.	Shivers.
Brownlee.	Small.
Collie.	Spears.
Cotten.	Stone.
Moore.	Sulak.
Newton.	Van Zandt.
Pace.	Weinert.
Rawlings.	Winfield.
Redditt.	

Nays—13.

Aikin.	Neal.
Burns.	Nelson.
Davis.	Oneal.
Hill.	Roberts.
Holbrook.	Westerfeld.
Isbell.	Woodruff.
Lemens.	

Absent.

Head.

**APPENDIX.**

**Bills Filed in Department of State.**

Austin, Texas, April 1, 1937.  
Hon. Bob Barker, Secretary of the Senate.

Dear Sir: I submit herewith a list of bills and resolutions passed by the Forty-Fifth Legislature which were filed in this office Wednesday, March 31, 1937:

S. B. No. 282:  
Vote in the Senate, yeas 29, nays 0.

Vote in the House, yeas 120, nays 0.

Date signed by the Governor, March 31, 1937.

H. B. No. 165:  
Vote in the Senate, yeas 27, nays 0.

Vote in the House, yeas 120, nays 1.

Date signed by the Governor, March 31, 1937.

H. B. No. 655,  
Vote in the Senate, yeas 27, nays 0.

Vote in the House, yeas 124, nays 0.

Date signed by the Governor, March 31, 1937.

Assuring you of my sincere pleasure in performing this service, I am,

Yours very truly,

EDWARD CLARK,  
Secretary of State.

By M. E. Sandlin,  
Assistant Secretary of State.

Committee Room,  
Austin, Texas, March 31, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred H. C. R. No. 44, Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WOODRUFF, Chairman.

Committee Room,  
Austin, Texas, March 31, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred S. C. R. No. 39,

Have had the same under consideration, and I am instructed to report to back to the Senate with the recommendation that it do pass and be printed.

WOODRUFF, Chairman.

Committee Room,  
Austin, Texas, March 31, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

H. B. No. 571, A bill to be entitled "An Act authorizing and directing the Commissioner of the General Land Office of the State of Texas to deed, convey, assign and/or transfer all right, title and interest of whatsoever class, kind or character, directly or indirectly belonging to the State of Texas in and to that tract of land known as the Lampasas State Park, situated in Lampasas County, Texas, said land to be conveyed to the City of Lampasas, Texas, which said tract of land was heretofore donated to the State of Texas for park purposes by the citizenship of Lampasas, Texas, but no

improvement made thereon by the State of Texas; and reciting a failure of consideration and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WOODRUFF, Chairman.

Committee Room,

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

H. B. No. 718, A bill to be entitled "An Act conveying the title of the State of Texas to Lot No. 3, Block 1, in the R. T. Mulcahy's Addition to the town of Rosenberg, Fort Bend County, Texas, acquired by the State under tax sale, to the Rosenberg Gin Company, a Texas corporation, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WOODRUFF, Chairman.

Committee Room,

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

H. B. No. 275, A bill to be entitled "An Act to provide for the repurchase of land located in Dallam and Hartley Counties heretofore set apart to build the Capitol Building of the State of Texas, that has been recovered by the State and repurchased as provided by the laws of this State and forfeited or that is subject to being forfeited for non-payment of interest and/or principal accrued prior to the date of the passage of this Act, and giving a preference right to the owners of such lands or part thereof at any time within ninety (90) days after the date of notice of revaluation of such land to repurchase the same upon the terms and conditions provided in Chapter 94, page 267, Acts of 1925, as amended by Acts of 1926, Thirty-ninth Legislature, First Called Session, page 43, Chapter 25; and

providing that any owner or owners of such land may ask that such owner's or owners' land forfeited as provided by law whether the same is delinquent or not and that he be allowed to repurchase said land at the price placed thereon by a new appraisal; providing for reappraisal of said land; and further providing for the payment of taxes on said land, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with committee amendments and be printed.

WOODRUFF, Chairman.

Committee Room,

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

S. B. No. 153, A bill to be entitled "An Act to amend Article 3139 of the Revised Civil Statutes of Texas, 1925, so as to provide for the election of sixty-two members to the State Executive Committee of any political party, one man and one woman from each senatorial district, and providing for meetings of all party State conventions for this purpose; places and times for meetings; length of sessions; election of chairman; and providing method for filling vacancies, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BECK, Chairman.

Committee Room,

Austin, Texas, March 25, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 87, A bill to be entitled "An Act to amend Chapter 210, Acts of the Regular Session of the Forty-first Legislature, as amended by House Bill No. 4, Chapter 142, page 381, Acts of the Regular Session of the Forty-fourth Legislature, em-

powering the State Textbook Commission to adopt a multiple list of textbooks in German, Czech, and French languages for use in high schools; commercial arithmetic and bookkeeping in the English language, and also other high school texts on such other subjects for use in junior high schools as may be determined by a seven-ninths vote of said commission; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

NELSON, Vice-Chairman.

Committee Room,  
Austin, Texas, March 25, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 512, A bill to be entitled "An Act amending Section 4, 7, 9, 10, 11, 14, and 22 of the Acts of the Forty-first Legislature, 1929, page 648, Chapter 290, and adding Sections 7a and 7b thereto; the amendment of Section 4 providing that the independent school district or city that has assumed control of its schools or where the same has been organized as a junior college district has an independent entity which is governed, administered, and controlled by and under the direction of the board of education of such district or city, and conferring upon said board of education of said junior college district the rights, powers, privileges, and duties imposed upon trustees of independent school districts by the General Laws of the State of Texas in so far as they may be applicable and not inconsistent with this Act; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

NELSON, Vice-Chairman.

Committee Room,  
Austin, Texas, March 25, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 38, A bill to be entitled "An Act amending Section 3, of Senate Bill No. 247, Chapter 158, page 400, Acts of the Regular Session of the Forty-third Legislature, 1933, as amended by House Bill No. 502, Chapter 121, page 328, Acts of the Regular Session of the Forty-fourth Legislature, empowering the Rehabilitation Division of the State Department of Education to take census, make surveys, and establish permanent records of crippled children; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

NELSON, Vice-Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

H. B. No. 848, A bill to be entitled "An Act authorizing the commissioners' court in any county having a population of not less than 17,600 and not more than 17,700 according to the United States census of 1930 to allow each county commissioner certain expenses for traveling and in connection with the use of his automobile on official business; requiring each such commissioner to pay the expense of operation and repair of such automobile so used by him without further expense to the county; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SPEARS, Chairman.

Committee Room,  
Austin, Texas, April 1, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 790, A bill to be entitled "An Act repealing House Bill No. 124, Chapter 456, Acts of the First

Called Session of the Forty-fourth Legislature, relating to the selling, taking, or possession for barter or sale, of wild fox or the pelt, in Newton and Jasper Counties."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room,  
Austin, Texas, April 1, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 889, A bill to be entitled "An Act amending Section 1, Chapter 101, of the Special Laws of the Regular Session of the Forty-third Legislature as amended by Chapter 54, of the General and Special Laws of the First Called Session of the Forty-third Legislature are hereby amended so as to read hereafter as follows: Section 1 by striking out the Counties of Hill and Johnson. Section 2 by striking out the Counties of Hill and Johnson and exempting them from the provisions of this law; and creating an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room,  
Austin, Texas, April 1, 1937.  
Hon. Walter Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 1007, A bill to be entitled "An Act relating to marks and brands of livestock in Jasper and Newton Counties, requiring that each owner of any livestock mentioned in Chapter 1, of Title 121, of the Revised Civil Statutes of Texas, of 1925, shall within six (6) months after this Act takes effect, have his mark and brand for such stock recorded at the office of the county clerk of said counties, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room,  
Austin, Texas, April 1, 1937.  
Hon. Walter Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 995, A bill to be entitled "An Act providing a closed season on quail and doves in Callahan and Eastland Counties, Texas, for a period of three (3) years; providing for a closed season on quail in Mitchell County, Texas, for a period of three (3) years; providing a penalty for the violation of the terms of this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room,  
Austin, Texas, April 1, 1937.  
Hon. Walter Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 407, A bill to be entitled "An Act prohibiting the barter or sale or offering for barter or sale or to buy any bass, crappie, perch, catfish, or any other fish taken from the fresh water of the Brazos River or within one mile of the mouth of any of the tributaries of the Brazos River within Falls County, State of Texas; providing a penalty, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room,  
Austin, Texas, April 1, 1937.  
Hon. Walter Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 414, A bill to be entitled "An Act to amend Article 923pp of the Penal Code of the Revised Statutes of Texas Act 1925, Thirty-ninth Legislature, Page 436, Chapter 177, Section 8; as amended by Acts 1927, Fortieth Legislature, Page 49, Chapter 35, Section 1; as amended by Acts 1927, Fortieth Legislature, First Called Session, Page 102, Chapter 34, Section 1; providing that Falls

County, State of Texas, shall not be under and subject to the provision of this Act; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room.

Austin, Texas, April 1, 1937.

Hon. Walter Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 804, A bill to be entitled "An Act to make it unlawful to keep, impound, confine, or transport game fish in live boxes or ponds, or to have in live boxes or ponds where game fish are kept, or to possess a vehicle in which game fish are being transported, and to possess, keep, or place in storage more than seventy-six (76) game fish in Harrison and Marion Counties, State of Texas; defining the terms, 'Live Box,' 'Pond,' 'In Storage,' and 'Game Fish,' as used in this Act; providing for the liberation or donation to a charitable institution or charitable cause, of fish confined or impounded, or kept in storage, in violation of this Act; providing penalties for the violation of this Act, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room.

Austin, Texas, April 1, 1937.

Hon. Walter Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 846, A bill to be entitled "An Act making it unlawful to take or kill by trap, snare, or dead-fall any fur-bearing animals in Harrison County; providing certain exceptions; providing the length of this Act; prescribing a penalty, and declaring an emergency."

Have had the same under consideration and I am instructed to re-

port it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room.

Austin, Texas, April 1, 1937.

Hon. Walter Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 624, A bill to be entitled "An Act providing that it shall be unlawful to take any fish for sale from the waters of Lake Corpus Christi, situated in the Counties of San Patricio, Jim Wells, and Live Oak, or from the waters of the Nueces River between Calallen Dam and west boundary line of Live Oak County, including all of the tributaries of the Nueces River within the boundaries of Live Oak County, San Patricio County, and Nueces County; providing a closed season for fishing in said waters; prohibiting the use of certain devices for taking fish in said waters; providing a suitable penalty for any violation of this Act; repealing all laws in conflict therewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room.

Austin, Texas, April 1, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 566, A bill to be entitled "An Act declaring it unlawful for any person to sell, take, or have in his possession for the purpose of barter or sale any wild fox or the pelt thereof in Cass County; declaring it unlawful for any person to catch any fur-bearing animal in Cass County with a steel trap, dead fall, or any other mechanical device upon land not owned by him or in his possession; providing that this Act shall not include moles, gophers, and salamanders as fur-bearing animals and providing that this Act shall not apply to the taking of fur-bearing animals with dogs; providing a penalty

for the violation of this Act; repealing all laws and parts of laws in conflict; providing that this Act shall be in force for a period of five (5) years, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WEINERT, Chairman.

Committee Room,

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 365, A bill to be entitled "An Act appropriating the sum of \$150,000.00 to the Texas State Employment Service for the purpose of maintaining public employment offices provided for under Acts 1935, Forty-fourth Legislature, Regular Session, Chapter 236, page 552, and as amended by Acts Third Called Session, Forty-fourth Legislature, Chapter 482, Section 12, for the balance of the fiscal year ending August 31, 1937; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendments Nos. 1 and 2, and be printed.

REDDITT, Chairman.

Committee Room,

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 150, A bill to be entitled "An Act making an appropriation to pay judgments of the District and County Courts refunding to the heirs, devisees, legatees or legal representatives of deceased persons, whose estates have escheated to the State, such sums of money belonging to such escheated estates as have been paid into the Public Treasury; authorizing the payment of such claims on the taking effect of this Act and the filing with the Comptroller of such a copy of the order of the Court under seal of the Court, and declaring an emergency."

Have had the same under consid-

eration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

REDDITT, Chairman.

Committee Room,

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 596, A bill to be entitled "An Act to permit any county containing a population not less than five thousand, five hundred (5,500) nor more than five thousand, eight hundred (5,800) according to the last preceding Federal Census to adopt by majority vote of qualified voters of such county a county unit system to the extent provided in this Act; making provisions for the formation of a county-wide school district therein; making provision for holding election in each such county on the question of the adoption of the provisions of this Act; making provision for holding an election in each such county to determine whether an equalization tax not to exceed Twenty (20) Cents on the One Hundred Dollars (\$100) valuation of property shall be levied and collected annually on all taxable property in the county, such tax to be distributed to the school districts of the county as herein provided; making provision for the assessment and collection of said equalization tax, and prescribing the duties of the county tax assessor and collector and superintendent; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

COTTEN, Chairman.

Committee Room,

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 796, A bill to be entitled "An Act validating the creation and organization of all school districts, including common school districts,

and validating all of the actions of any county board of trustees with reference to annexation of territory to school districts or detachment of territory from school districts or any type of annexation whatsoever, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

COTTEN, Chairman.

Committee Room.

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 598, A bill to be entitled "An Act providing for the amount that may be allowed by county board of trustees to the county superintendents of public instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special, in conflict therewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

COTTEN, Chairman.

Committee Room.

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 137, A bill to be entitled "An Act authorizing trustees of common school districts and consolidated common school districts to make contracts with superintendents, principals, and teachers, with the approval of the county superintendent; providing for the length of time of such employment; providing newly elected trustees may not sign contracts until they have qualified and have taken the oath of office, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the

recommendation that it do pass, and be printed.

COTTEN, Chairman.

Committee Room.

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 68, A bill to be entitled "An Act to amend Chapter 210, Acts of the Regular Session of the Forty-first Legislature, as amended by House Bill No. 4, Chapter 142, page 381, Acts of the Regular Session of the Forty-fourth Legislature, empowering the State Text Book Commission to adopt a multiple list of text books in German, Czech and French languages for use in high schools; commercial arithmetic, and bookkeeping in the English language and also other high school texts on such other subjects for use in junior high schools as may be determined by a seven-ninths vote of said Commission; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

COTTEN, Chairman.

Committee Room.

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 915, A bill to be entitled "An Act authorizing the county school board of trustees in counties of a population of not less than seventeen thousand, five hundred (17,500) and not more than seventeen thousand, five hundred and seventy (17,570) according to the last preceding Federal Census, upon proper petition to detach territory lying in county-line districts and attach same to any school district; providing for adjustment of bonded indebtedness; repealing all laws and parts of laws in conflict, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the



recommendation that it do pass, and be not printed.

COTTEN, Chairman.

Committee Room,

Austin, Texas, March 31, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 930, A bill to be entitled "An Act providing for the amount that may be allowed by county board of trustees to the county superintendents of public instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special, in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

COTTEN, Chairman.

Committee Room,

Austin, Texas, April 1, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 974, A bill to be entitled "An Act relating to the jurisdiction of the County Court of Sterling County, conferring upon said court civil and criminal jurisdiction, and increasing the criminal and civil jurisdiction of said court; conforming the jurisdiction of the district court of said county to such change; fixing the time of holding court, and to repeal all laws in conflict with this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SMALL, Chairman.

Committee Room,

Austin, Texas, April 1, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 443, A bill to be entitled "An Act creating a Special Road Law

for Waller County, Texas; providing said county may fund or refund the indebtedness outstanding against its road and bridge fund as of March 1, 1937, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

RAWLINGS, Chairman.

Committee Room,

Austin, Texas, April 1, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

H. B. No. 518, A bill to be entitled "An Act to amend Chapter 2, of Title 116, of the Revised Civil Statutes of Texas, 1925, by adding to said chapter a new article to be known as 'Article 6711-A', etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

RAWLINGS, Chairman.

(Majority Report.)

Committee Room,

Austin, Texas, April 1, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 1, Proposing an amendment to Section 1 of Article 8 of the Constitution of the State of Texas, such amendment making no change in said Section 1 of Article 8 of the Constitution, other than providing that taxation of real property shall be equal and uniform; and that all property whether owned by natural persons or corporations, other than municipal, shall be taxed in proportion to its value as may be ascertained as provided by law; that the Legislature may make reasonable classifications of all property other than real property for the purpose of taxation and may impose different rates thereon; and providing that the taxation of property in any class shall be equal and uniform.

Have had the same under con-

sideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

SPEARS, Vice-Chairman.

Committee Room,

Austin, Texas, April 1, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 3, Proposing an amendment to Article VIII, of the Constitution of the State of Texas by adding a new Section to be known as Section 9-a, providing that counties may levy, in addition to what they are permitted to levy under Section 9 of said Article, a tax of not exceeding Ten (\$.10) cents on the Hundred (\$100.00) Dollar valuation for any one year for the purposes of charity, including the relief of the destitute; and providing that no levy of such tax may be made until the qualified property owning, tax paying voters of the county vote such tax; and providing that the Legislature shall enact appropriate legislation authorizing the levying of such taxes; and providing that the number of years for which the tax may be levied shall be stated in a notice for such election and providing for an election upon such proposed constitutional amendment, and making an appropriation therefor.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

SPEARS, Vice-Chairman.

Committee Room,

Austin, Texas, April 1, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred

H. B. No. 395, A bill to be entitled "An Act amending Article 6954, Chapter 6, Title 121 of the Revised Civil Statutes of Texas, 1925, as amended in Chapter 245 of the Acts of the Regular Session of the Fortieth Legislature of Texas, as amended in Chapter 5, of the Acts of the Regular Session of the Forty-first Legislature of Texas, and as further amended in Chapter 71 of the Acts of the First Called Session of the Forty-first Legislature of

Texas, the latter being H. B. No. 120, passed by the First Called Session of the Forty-first Legislature, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

NEAL, Chairman.

Committee Room,

Austin, Texas, April 1, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 605, A bill to be entitled "An Act to amend Article 1813, Revised Civil Statutes of Texas, 1925, so as to add thereto a provision for the appointment of a special commissioner, to serve with and assist a Court of Civil Appeals, where a member thereof shall be totally disabled by illness, physical or mental, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed for the reason that the companion Senate bill has been printed.

SMALL, Chairman.

Committee Room,

Austin, Texas, March 30, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bills Nos. 41, 338, 240, 438, 362, 381, 425, 441, and 336 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,

Austin, Texas, March 30, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 420 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,

Austin, Texas, March 30, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 406

carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President  
of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 235 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President  
of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 218 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President  
of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 434 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 30, 1937.  
Hon. Walter F. Woodul, President  
of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 317 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, April 1, 1937.  
Hon. Walter F. Woodul, President  
of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 447 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

#### FIFTIETH DAY.

(Friday, April 2, 1937)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Woodul.

The roll was called and the following Senators were present:

Aikin.  
Beck.  
Brownlee.  
Burns.  
Collie.  
Cotten.  
Davis.  
Head.  
Hill.  
Holbrook.  
Isbell.  
Lemens.  
Moore.  
Neal.  
Nelson.  
Newton.

Oneal.  
Pace.  
Rawlings.  
Redditt.  
Roberts.  
Shivers.  
Small.  
Spears.  
Stone.  
Sulak.  
Van Zandt.  
Weinert.  
Westerfeld.  
Winfield.  
Woodruff.

A quorum was announced present.  
The invocation was offered by the Chaplain.

Reading of the Journal of the proceedings of yesterday was dispensed with, on motion of Senator Aikin.

#### Reports of Standing Committees.

Reports on Senate Bill No. 378, on House Bills Nos. 19, 593, 99, 653, 654, 857, 773, 899, 452, and 706 were submitted by the chairmen of the several committees to which they were referred. (See appendix for reports in full.)

#### Minority Report on Senate Joint Resolution No. 1.

Senator Oneal submitted the minority report of a minority of the members of the Committee on Constitutional Amendments on S. J. R. No. 1. (See appendix for report in full.)

#### House Bill No. 258 on Passage to Third Reading.

The President laid before the Senate, as unfinished business, on its passage to third reading (the bill having been read second time on yesterday):

H. B. No. 258, A bill to be entitled "An Act creating Firemen's Relief and Retirement Fund in the State of Texas and in all cities, towns, and villages thereof having a regularly organized fire department with fire fighting equipment or apparatus of the value of One Thousand (\$1,000.00) Dollars or more therein; etc., and declaring an emergency;" with motion by Senator Holbrook to recommit the bill to the Committee on Insurance pending.